

SCOTT N. SCHOOLS (SC 9990)
United States Attorney

MARK L. KROTOSKI (CASBN 138549)
Chief, Criminal Division

MAUREEN C. BESSETTE (NYSBN 2468254)
Assistant U.S. Attorney

1301 Clay Street, Suite 340S
Oakland, CA 94612
Telephone: (510) 637-3691
Telefax: (510) 637-3724

E-filing

Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

07-70365 WDB

UNITED STATES OF AMERICA,

Plaintiff,

v.

MOISES ROBLES,

Defendant.

CRIMINAL NO.

NOTICE OF PROCEEDINGS ON
OUT-OF-DISTRICT CRIMINAL
CHARGES PURSUANT TO RULES
5(c)(2) AND (3) OF THE FEDERAL
RULES OF CRIMINAL PROCEDURE

Please take notice pursuant to Rules 5(c)(2) and (3) of the Federal Rules of Criminal Procedure, that on June 21, 2007, the above-named defendant was arrested based on a warrant (copy is attached as Exhibit A) issued on a verified Petition filed by the United States Probation Office in the District of Nevada for alleged violations of supervised release (copy is attached as Exhibit B), in the case captioned United States v. Moises Robles, case number 3:05-CR-112-BES-VPC..

Indictment

☐ Information

☐ Criminal Complaint

☒ Other (describe) Supervised Release Violation

1 The Petition filed by the Probation Office reflects that the underlying offense of
2 conviction was money laundering. The maximum penalties for the alleged supervised
3 release violations will depend upon a number of variables, including the original term of
4 imprisonment imposed, the defendant's criminal history, and the Grade of the violations.

5
6 Respectfully Submitted,

7 SCOTT N. SCHOOLS
8 United States Attorney

9
10 Date: 6/22/07


11 MAUREEN C. BESETTE
12 Assistant United States Attorney
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

A

AO 442 (Rev. 10/03) Warrant for Arrest

UNITED STATES DISTRICT COURT

District of NEVADA

UNITED STATES OF AMERICA

WARRANT FOR ARREST

V.
MOISES ROBLES

Case Number: 3:05-cr-112-BES-VBC

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest Moises Robles

Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment ☐ Information ☐ Complaint ☐ Order of court ☐ Probation Violation Petition ☒ Supervised Release Violation Petition ☐ Violation Notice

charging him or her with (brief description of offense)
Violation of Release Conditions

COPY

in violation of Title 18 United States Code, Section(s) 3583

Jennifer Womack
Name of Issuing Officer

Jennifer Womack
Signature of Issuing Officer

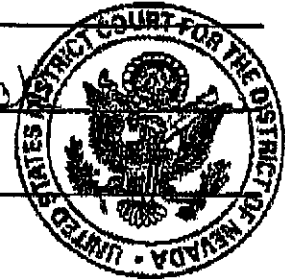
Deputy Clerk
Title of Issuing Officer

5/22/2007

Reno, NV

Date

Location



RETURN

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		

Ex. A

B

Case 3:05-cr-00112-BES-VPC Document 65-1 *SEALED* Filed 05/22/2007 Page 1 of 3

United States District Court

for

the District of Nevada

PETITION FOR WARRANT - SUMMONS
FOR OFFENDER UNDER SUPERVISION

Name of Offender: MOISES ROBLES

Case Number: 3:05-cr-112-BES-VPC

Name of Sentencing Judicial Officer: Honorable Brian E. Sandoval

Date of Original Sentence: March 8, 2007

Original Offense: Money Laundering

Original Sentence: Time served and three years supervised release

Date Supervision Commenced: March 8, 2007

RECEIVED
UNITED STATES MARSHAL
2007 MAY 23 A 10:05
DISTRICT OF NEVADA

PETITIONING THE COURT

☒ To issue a warrant

☐ To issue a summons

The probation officer believes the offender has violated the following condition(s) of supervision:

1. The defendant shall not commit another federal state or local crime.

An investigation revealed that Robles was trafficking in narcotics. Robles was observed at a residence in Bay Point, California. On April 27, 2007, he was arrested outside the residence by the Contra Costa County Sheriff's Department. A search revealed individually packaged quantities of crack cocaine, heroin, ecstasy, and two small digital scales. Four children between the ages of five and fourteen were residing at the residence. Robles was charged with Possession of Crack Cocaine for Sale, Possession of Heroin for Sale, Possession of Ecstasy for Sale, and Endangering Person or Health of Children.
2. The defendant shall not purchase, possess, use, distribute, or administer any controlled substance.

On March 12, 2007, Robles submitted a urine sample which was positive for cocaine. Additionally, on April 27, 2007, Robles was arrested for possession and sales of controlled substances as noted above.

Ex. B

Case 3:05-cr-00112-BES-VPC Document 65-1 "SEALED" Filed 05/22/2007 Page 2 of 3

DNV form

RE: MOISES ROBLES

3. The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.

On April 27, 2007, Robles was arrested at a residence in Bay Point, California, after an investigation revealed that he was selling and storing controlled substances at that location. A search of the residence revealed individual packaged quantities of crack cocaine, heroin, and ecstasy, and two small digital scales.

4. The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.

On April 27, 2007, Robles was arrested as noted above. He has failed to notify the probation office in California within 72 hours, as required. To date, he has not notified the probation office of this arrest.

5. Shall participate in and successfully complete a substance abuse treatment program, which will include drug/alcohol testing, outpatient counseling, or residential placement, as approved and directed by the probation office.

On April 10, 2007, Robles was referred by the probation office in the Northern District of California to drug treatment services and drug testing. He has failed to submit to treatment and testing.

SUMMARY IN SUPPORT OF PETITION FOR WARRANT-SUMMONS
May 9, 2007

For the Court's review, Robles was originally arrested following an investigation of an armed bank robbery. Police located the suspect and Robles inside an apartment, however, they both escaped by knocking a hole in a wall and fleeing. Robles took proceeds from the bank robbery and converted them into money orders so as to disguise the money's origin. A downward variance was granted and supervision immediately began in the Northern District of California, where the defendant resided. As noted above, the defendant immediately disregarded his term of supervised release granted to him and he resumed criminal activity until the day of his arrest on April 27, 2007. Robles remains in custody at the Martinez, California, Detention Facility.

U. S. Probation Officer Recommendation:

The term of supervision should be:

☒ Revoked

☐ Extended for _____ months, for a total term of _____ months

Case 3:05-cr-00112-BES-VPC Document 65-1 *SEALED* Filed 05/22/2007 Page 3 of 3

JIN v. FORM

RE: MOISES ROBLES

I declare under penalty of perjury that the information contained herein is true and correct.

Executed on May 9, 2007



RON CRAWFORD
United States Probation Officer

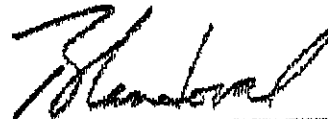
APPROVED:



RICK L. OEHLERKING
Supervising U.S. Probation Officer

THE COURT ORDERS:

- ☐ No action
☒ The issuance of a warrant
☐ The issuance of a summons
☐ Other




Signature of Judicial Officer

May 22, 2007

Date



VERIFIED TO BE A TRUE COPY
Clerk United States District Court

Deputy Clerk